IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital the 12th day of November, 2002

Criminal Misc. Bail Application Number 1186of 2002

Order on the Bail Application

CRIMINAL SIDE

(1) Saleem son of Sri Bahadur Ali, r/o Kakra, P.S. Sadar District Shahjahanpur and (2) Jafar son of Sri Mohmmed Ulla, r/o Khiriya Katra, District Shahjahanpur

…… Applicant(s)

Versus

State of Uttaranchal. …….. Opposite Party

Arising out of- Case crime no. 2699 of 2002,
Under Section 328 of I.P.C.,
P.S. Haldwani,
District Nainital

By the Court

Hon'ble Irshad Hussain, J.

Heard the learned counsel for the applicant-accused and the Government Advocate.

Applicants-accused were not named in the F.I.R. and after two days, the victim is said to have identified the applicants-accused who gave him some ice cream for intoxication. Considering the totality of circumstances of the case, I find it to be a fit case for bail.

Let the applicant (1) Saleem son of Sri Bahadur Ali, r/o Kakra, P.S. Sadar, District Shahjahanpur, and (2) Jafar son of Sri Mohmmed Ulla, r/o Khiriya Katra, District Shahjahanpur be released on bail in case crime no.2699 of 2002,under section 328 of I.P.C.,P.S. Haldwani, District Nainital on their each furnishing a personal bond and adequate sureties each to the satisfaction of ACJM, Haldwani District Nainital.

(Irshad Hussain, J.)

12.11.02./B.